

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

MONSANTO COMPANY and  
MONSANTO TECHNOLOGY LLC,

Plaintiffs,

v.

E.I. DU PONT DE NEMOURS AND CO. and  
PIONEER HI-BRED INTERNATIONAL, INC.,

Defendants.

Case No. 09-cv-0686 (ERW)

**CONSENT MOTION FOR EXTENSION OF TIME**

Defendants E.I. du Pont de Nemours and Co. and Pioneer Hi-Bred International, Inc. (collectively, “Defendants”) hereby move for an extension of time to file their Reply to Monsanto’s Response to Defendants’ Motion for an Expedited Pretrial Status Conference (Doc. 222). The original deadline for Defendants to file their Reply was Thursday, June 10, 2010. Defendants now request an extension to Thursday, June 17, 2010 to file their Reply.

The parties continue to confer concerning the subject matters addressed in the motion. Accordingly, Monsanto has consented to Defendants’ request for this extension of time to file their Reply.

Dated: June 10, 2010

Respectfully submitted,

**LEWIS RICE FINGERSH, L.C.**

By: /s/ Andrew Rothschild  
Andrew Rothschild, #4214  
C. David Goerisch, #77207  
600 Washington Ave., Suite 2500  
St. Louis, Missouri 63101  
(314) 444-7600  
(314) 241-6056 (facsimile)

Leora Ben-Ami  
Thomas F. Fleming  
Christopher T. Jagoe  
Howard S. Suh  
**KAYE SCHOLER LLP**  
425 Park Avenue  
New York, New York 10022  
(212) 836-8000  
(212) 836-8689 (facsimile)

Donald L. Flexner  
**BOIES, SCHILLER & FLEXNER LLP**  
575 Lexington Avenue, 7th Fl.  
New York, New York 10022  
(212) 446-2300  
(212) 446-2350 (facsimile)

James P. Denvir  
Amy J. Mauser  
**BOIES, SCHILLER & FLEXNER LLP**  
5301 Wisconsin Avenue, N.W.  
Washington, D.C. 20015  
(202) 237-2727  
(202) 237-6131 (facsimile)

*Counsel for Defendants E.I. du Pont de Nemours  
and Company and Pioneer Hi-Bred International,  
Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on June 10, 2010, I electronically transmitted the foregoing document to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

- **Steven M. Berezney**  
steve.berezney@huschblackwell.com
- **Kurt G. Calia**  
kcalia@cov.com
- **Matthew A. Campbell**  
macampbell@winston.com
- **Scott W. Clark**  
sclark@mwe.com, knappj@howrey.com
- **Joseph P. Conran**  
joe.conran@huschblackwell.com
- **Todd J. Ehlman**  
tehlman@winston.com
- **Anthony J. Franze**  
Anthony\_Franze@aporter.com
- **Greg G. Gutzler**  
greg.gutzler@huschblackwell.com
- **Susan K. Knoll**  
sknoll@mwe.com
- **Omri E. Praiss**  
omri.praiss@huschblackwell.com
- **John J. Rosenthal**  
jrosenthal@winston.com
- **Steven G. Spears**  
sspears@mwe.com, knappj@howrey.com, jordanc@howrey.com
- **Tamara M. Spicer**  
tamara.spicer@husch.com, jean.melenbrink@husch.com
- **Dan K. Webb**  
dwebb@winston.com

\_\_\_\_\_/s/ Andrew Rothschild